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In re Patent No. 6,617,704 :
Issued: September 9, 2003 :
Application No. 10/050,136 : DECISION ON REQUEST FOR
Filed: January 18, 2002 : CERTIFICATE OF CORRECTION
Attorney Docket No. NS-US015153 :

OFFICE OF PETITIONS

This is a decision on the "REQUEST FOR CORRECTION UNDER 37 CFR § 1.323," filed September 17, 2003. This request is being treated as a request for certificate of correction. See, 35 USC 254 and 37 CFR 1.322.

The request for certificate of correction is hereby GRANTED.

The patent term adjustment indicated on the patent is to be corrected by issuance of a certificate of correction showing a revised Patent Term Adjustment ("PTA") of 80 days as requested by patentees.

The above-identified application matured into U.S. Patent No. 6,617,704 on September 9, 2003. The patent issued with a PTA of 0 days. The issue notification indicated a PTA of 80 days. Patentees allege an error occurred during the printing of the patent and that as a result, the patent issued with a PTA of 0 days.


A review of the application history confirms that the PTA of 0 days indicated on the patent is in error. At the time of the mailing of the Issue Notification, the application was entitled to a PTA of 80 days. The correct PTA of 80 days was shown on the PAIR system and on the Issue Notification. Due to printing error, the patent issued with an incorrect PTA. Accordingly, issuance of a certificate of correction pursuant to 35 U.S.C. 254 and 37 CFR § 1.322 is appropriate.

No fee is due in connection with this matter.

This application file is being forwarded to the Certificate of Correction Branch for issuance of a certificate of correction

indicating that the term of the above-identified patent is extended or adjusted by 80 days subject to any disclaimers.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

A handwritten signature in cursive script, appearing to read "Karin Ferriter".

Karin Ferriter
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy